IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

PARSI SUIT NO.30 OF 2006

Mrs.Jessica Burjis Rabadi ...Plaintiff
Vs
Burjis Homi Rabadi ...Defendant

Mr.K.S.Tripathi with Ms. Shabna Shah and
Mr.Vishal Kolekar for Plaintiff
Plaintiff present in person
None for Defendant
Defendant absent.

CORAM: SMT. ROSHAN DALVI, J.
(Aided by a Foreman, two ladies & two Gentlemen)
DATED: 12TH MARCH, 2007

P.C.

1. The Plaintiff has sued for divorce and for the return of the articles and ornaments mentioned in Exhibits B and F to the Plaint valued at Rs.2,54,200/- and for permanent alimony of Rs.1.25 Crores. The Plaintiff presses all the prayers.

2. The Petition is sought to be served by registered post. The postal acknowledgment shows an illegible signature on the top of the name and address of the Defendant. The Plaintiff has identified it to be the signature of the

Defendant. The signature is not put at the place meant for the signature and name of the Addressee. The Defendant is stated to be in the USA. The postal acknowledgment does not bear any stamp of the postal authority of the USA. The service of writ of summons based only upon some postal acknowledgment is not sufficient.

3. The Defendant is stated to be a Pakistani National who initially settled in Dubai and later in USA. It is not known whether the Defendant has knowledge of this plaint.

4. The Plaintiff shall serve the Defendant with copies of the plaint as well as the writ of summons through Courier as well as by publication in any two Newspapers circulated in the State of America in which the Defendant is stated to be residing. The Plaintiff shall also inform the Counsel General of India in the USA of the filing of this plaint along with a copy of the Plaint.

5. The Suit is adjourned to the next Session.

(SMT.ROSHAN DALVI, J.)